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FILED

February 20, 2003

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

By: Sunil Raval
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF

MICHAEL A. GOULD, M.D.

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

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Administrative Action

CONSENT ORDER

This matter **was** opened to the New Jersey State Board of Medical Examiners ("Board") upon receipt of information that Dr. Gould ("Respondent") had **prescribed** significant quantities of Controlled Dangerous Substances (CDS), primarily Percocet, to patient V.K. between February 14, 2001 and November 2, 2001.

Respondent testified under oath before the Preliminary Evaluation Committee of the Board on August 7, 2002. The Committee questioned Respondent regarding his care, treatment and **prescribing** practices for patient V.K. The **Committee also questioned** Respondent regarding his **record-keeping**. Respondent **acknowledged**

that **he did** not maintain a patient medical chart for V.K. and he did not document both **the histories** and the physicals for patient V.K.

Respondent began **treating** V.K. for **back** pain at his home. Although respondent testified that **he performed** a physical examination of V.K., he did not perform **any diagnostic** tests, weigh V.K. or take her **blood pressure**. Respondent testified that he did not maintain a patient chart for V.K. since he **was** not aware that a record **was** required to be maintained. Respondent **diagnosed** patient V.K. with experiencing back spasms. Respondent's treatment plan for V.K. consisted of prescription **pain** medication (Percocet and restoril), **in** addition to, a stretching and **exercise** regimen.

The investigation by the Board **disclosed** eleven **prescriptions** for Percocet **allegedly** written by Respondent for V.K. Respondent acknowledged that the handwriting on the prescriptions was similar, although, he recalls writing prescriptions to treat V.K. on only two occasions. Respondent testified that the other nine prescriptions for percocet were written on **pre-signed** prescription blanks **which** were most likely stolen from his **home**.

The Board having found the within disposition **adequately** protective of the **public** health, safety and welfare and the licensee **being** desirous of resolving this **matter** without the **need** for further formal proceedings,

4. Respondent shall pay investigative costs in the amount of \$4,380.79. Payments shall **be by** submitted by certified check or money order made payable to the State of **New** Jersey. Payment shall be sent via certified mail to William Roeder, Executive Director, Board of Medical Examiners, Post **Office** Box 183, Trenton, **New** Jersey 08625-0183.

5. **Respondent** shall pay a civil penalty in the amount of \$2500. Payments shall be **by** submitted **by** certified **check** or money order made payable to the State of New Jersey. Payment shall **be** sent via certified mail to William Roeder, Executive Director, Board of Medical Examiners, Post Office Box 183, Trenton, New Jersey 08625-0183.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

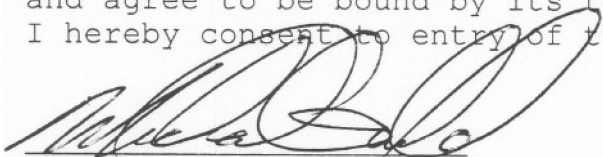
BY:



William V. Harrer, M.D., B.L. D.
President

I have read and understood the **above** Order and agree to be bound by its terms.

I hereby consent to entry of this Order:


Michael A. Gould, M.D.